



National Aeronautics and
Space Administration

Principal Center for Regulatory Risk Analysis and Communication

Regulatory Tracking Summary

10 April 2009

This report summarizes regulatory items reviewed by the NASA RRAC PC. Items that appeared to have limited interest to the NASA community, or are provided for information only, are shown in light gray text. Notes and comments by the RRAC PC are shown in bold, blue text under "Description." Related documents and citations, such as "71 FR 51967," are linked to the appropriate document for quick access. Suggested follow-up actions are noted with significant items; users are advised that other follow-up actions may be appropriate for their program or facility.

Previous issues of this regulatory summary are archived on the RRAC PC website at <http://www.rracpc.org>. Comments, questions, suggestions, and requests for further information should be directed to the RRAC PC Manager, Sharon Scroggins at 256-544-7932 (sharon.scroggins@nasa.gov).

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Acronyms

CAA = Clean Air Act
Cal/EPA = California Environmental Protection Agency
CCR = *California Code of Regulations*; also, *Colorado Code of Regulations*
CDC = Center for Disease Control
CDPHE = Colorado Department of Public Health and Environment
CFR = *Code of Federal Regulations*
CNT = Carbon nanotube
CRNR = California Regulatory Notice Register
CZMA = Coastal Zone Management Act
DOT = U.S. Department of Transportation
EPA = U.S. Environmental Protection Agency
FAA = Federal Aviation Administration
F.A.C = Florida Administrative Code
FS = Florida Statute
FAW = Florida Administrative Weekly
FDEP = Florida Department of Environmental Protection
FR = *Federal Register*
GHG = Greenhouse gas
LAC = Louisiana Administrative Code
LaRC = Langley Research Center
MACT = Maximum achievable control technology
NAAQS = National Ambient Air Quality Standards
NASA = National Aeronautics and Space Administration
NESHAPS = National Emission Standards for Hazardous Air Pollutants

NIOSH = National Institute of Occupational Safety and Health
NSPS = New Source Performance Standards
OAC = Ohio Administrative Code
OEPA = Ohio Environmental Protection Agency
PCB = Polychlorinated biphenyl
PEIS = Programmatic Environmental Impact Statement
PPE = Personal protective equipment
ppm = Parts per million
Reg Comm = Regulatory Communication
RIN = Regulatory Identification Number
RRAC PC = Principal Center for Regulatory Risk Analysis and Communication
SIP = State Implementation Plan
SO₂ = Sulfur dioxide
SPCC = Spill prevention, control, and countermeasures
U.S. = United States
UAC = Utah Administrative Code
UN = United Nations
UNSCOE TDG = United Nations Sub-Committee of Experts on the Transport of Dangerous Goods
Va.R. = *Virginia Register*
VDEQ = Virginia Department of Environmental Quality
VOC = Volatile organic compound

1.0 U.S. Federal Regulatory Review

1.1 Federal Register Summary

This summary includes FR items that were reviewed for potential impacts to NASA Centers and Programs.

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED041009-1	CAA Aerosol Coatings	04/02/2009	74 FR 14941	Proposed Rule	<p>National Volatile Organic Compound Emission Standards for Aerosol Coatings [40 CFR Parts 51 and 59]</p> <p>Proposes to amend the National VOC Emission Standards for Aerosol Coatings, which establishes national reactivity-based emission standards for the aerosol coatings category (aerosol spray paints). Proposes to amend Table 2A of the rule by adding certain compounds and associated reactivity factors, and by clarifying which VOCs are to be quantified in compliance determinations. Proposes certain changes related to the notice required for a company to certify that it will assume the responsibility for compliance with the record-keeping and reporting requirements for a regulated entity, and requests comments about whether to change who is liable following such certification. Proposes minor revisions and corrections. Comments due 05/04/2009 unless a public hearing is requested by 04/13/2009. If a hearing is requested, it will be held 04/17/2009 and comments will be due 05/18/2009. [RIN 2060-AP33]</p>	
FED041009-2	CAA Mandatory GHG Reporting	04/10/2009	74 FR 16447	Proposed Rule	<p>Mandatory Reporting of Greenhouse Gases [40 CFR 98]</p> <p>Proposes a regulation to require reporting of GHG emissions from all sectors of the economy. The rule applies to direct GHG emitters, as well as fossil fuel and industrial gas suppliers. The purpose of the proposed GHG reporting rule is to collect accurate and comprehensive emissions data to inform future policy decisions. The proposed rule does not require the control of GHGs; rather, it requires that sources above certain threshold levels monitor and report GHG emissions. Comments due 06/09/2009. Hearing is scheduled for 04/16/2009 at the Sacramento Convention Center, Sacramento, California. [RIN 2060-A079]</p> <p>RRAC PC prepared a summary of the pre-publication version of the rule in the news section of the 03/13/2009 Regulatory Tracking Summary.</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED041009-3	Carbon Nanotubes	04/08/2009	74 FR 15985	Notice	Centers for Disease Control and Prevention Request for Information on CNTs Including Single-walled CNTs and Multi-walled CNTs NIOSH and the CDC intend to evaluate the scientific data regarding CNTs and to develop appropriate communication documents, such as an Alert and/or Current Intelligence Bulletin, that will convey the potential health risks and recommend measures for the safe handling of these materials. Requests information about the following: <ul style="list-style-type: none"> ▪ Published and unpublished reports and findings from in vitro and in vivo toxicity studies with CNTs ▪ Information about possible health effects observed in workers exposed to CNTs ▪ Information about workplaces and products in which CNTs can be found ▪ Description of work tasks and scenarios with a potential for exposure ▪ Workplace exposure data ▪ Information about control measures (such as engineering controls, work practices, and PPE) that are being used in workplaces where potential exposures to CNTs occur Comments due 05/15/2009.	
FED041009-4	Coastal Barrier Resources	04/07/2009	74 FR 15743	Notice	U.S. Fish and Wildlife Service Coastal Barrier Resources System Digital Mapping Pilot Project Announces the availability of the Report to Congress: John H. Chafee Coastal Barrier Resources System Digital Mapping Pilot Project and draft maps for public review and comment. Comments due 07/06/2009.	
FED041009-5	Coast Guard NASA Railroad Drawbridge	04/01/2009	74 FR 14726	Temporary Deviation from Rules	U.S. Coast Guard Drawbridge Operation Regulation; Atlantic Intracoastal Waterway, Jay Jay, Florida [33 CFR Part 117] Issues a temporary deviation from the regulation governing the operation of the NASA Railroad bridge across the Atlantic Intracoastal Waterway at Jay Jay, Florida. The deviation is necessary to perform rehabilitation work on the bridge. This deviation allows the bridge to not open to vessel traffic from 7 a.m. until 11 a.m. and from 1 p.m. until 5 p.m., Monday through Friday, except federal holidays until 06/30/2009; all other times the bridge will continue to operate in accordance with 33 CFR 117.261(j). Effective 03/11/2009 through 06/30/2009.	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED041009-6	Coast Guard Safety Zones	04/01/2009	74 FR 14726	Final Rule	<p>U.S. Coast Guard</p> <p>Safety Zone: Captain of the Port Zone Jacksonville; Offshore Cape Canaveral, Florida [33 CFR Part 165]</p> <p>Establishes four safety zones to protect infrastructure and marine traffic from the hazards associated with recurring space vehicle launches from Cape Canaveral Air Force Station. The safety zones extend from the shoreline to points approximately 12 nautical miles offshore; they will only be activated and enforced during pre-launch hours and will terminate approximately 15 minutes after a successful launch. [RIN 1625-AA00]</p>	
FED041009-7	Endangered Species Gray Wolf	04/02/2009	74 FR 15123	Final Rule	<p>U.S. Fish and Wildlife Service</p> <p>Endangered and Threatened Wildlife and Plants; Final Rule to Identify the Northern Rocky Mountain Population of Gray Wolf as a Distinct Population Segment and to Revise the List of Endangered and Threatened Wildlife [50 CFR Part 17]</p> <p>Identifies a distinct population segment of the gray wolf in the Northern Rocky Mountains of the United States. Revises the List of Endangered and Threatened Wildlife by removing gray wolves within the Northern Rocky Mountain distinct population segment boundaries, except in Wyoming. The area encompasses the eastern one-third of Washington and Oregon, a small part of north-central Utah, and all of Montana, Idaho, and Wyoming. Effective 05/04/2009. [RIN 1018-AW37]</p>	
FED041009-8	Environmental Models	03/31/2009	74 FR 14551	Notice	<p>Guidance on the Development, Evaluation, and Application of Environmental Models</p> <p>Announces the availability of the final "Guidance Document on the Development, Evaluation, and Application of Regulatory Environmental Models." Developed to improve the practices associated with the development, evaluation, and application of models for environmental decision-making. Provides recommendations for the principles of good modeling practice, stressing the importance of model quality, documentation, and transparency with the aim of helping to determine when and how a model can be used to inform a decision. The document is available on EPA's website.</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED041009-9	Federal Aviation Administration Programmatic Environmental Impact Statement	04/10/2009	74 FR 16439	Notice	<p>Federal Aviation Administration, Office of Commercial Space Transportation</p> <p>Notice of Availability and Request for Comment on the Draft PEIS</p> <p>Announces the availability of the "Draft Programmatic Environmental Impact Statement for Streamlining the Processing of Experimental Permit Applications" for public review and comment. Under the Proposed Action, the FAA would issue experimental permits for the launch and reentry of reusable suborbital rockets from both FAA-licensed and non-licensed launch sites using the PEIS as the basis for determining the potential environmental consequences. Under the No Action Alternative, the FAA would continue issuing experimental permits using its present method of analyzing environmental consequences case by case, without leveraging a programmatic document. Comments due 05/25/2009.</p>	
FED041009-10	Hazardous Materials	03/31/2009	74 FR 14612	Notice	<p>Pipeline and Hazardous Materials Safety Administration</p> <p>International Standards on the Transport of Dangerous Goods; Public Meeting</p> <p>Announces a public meeting in preparation for the 35th session of the United Nations Sub-Committee of Experts on the Transport of Dangerous Goods (UNSCOE TDG). During the meeting, comments will be solicited relative to potential new work items that may be considered for inclusion in the international agenda, and comments relative to a potential future rulemaking action regarding the use and applicability of international standards. The UNSCOE TDG meeting agenda includes the following:</p> <ul style="list-style-type: none"> ▪ Explosives and related matters ▪ Listing, classifying, and packing ▪ Electric storage systems ▪ Miscellaneous proposals of amendments to the Model ▪ Regulations on the transport of dangerous goods ▪ Electronic data interchange for documentation purposes ▪ Cooperation with the International Atomic Energy Agency ▪ Global harmonization of transport of dangerous goods regulations with the United Nations Model Regulations ▪ Guiding principles for the model regulations; and issues relating to the globally harmonized system of classification and labeling of chemicals <p>Public meeting to be held 06/17/2009 in Washington, D.C.</p>	

RRAC PC Tracking Number	Subject	Date	Citation	Type Action	Description	Suggested Actions
FED041009-11	Hazardous Materials Transport	04/09/2009	74 FR 16135	Final Rule	<p>Pipeline and Hazardous Materials Safety Administration</p> <p>Hazardous Materials: Miscellaneous Cargo Tank Motor Vehicle and Cylinder Requirements [49 CFR Parts 171, 173, 176, 178 and 180]</p> <p>Amends requirements applicable to the manufacture, maintenance, and use of DOT and Miscellaneous Cargo specification motor vehicles, DOT specification cylinders, and UN pressure receptacles. The revisions are intended to enhance the safe transportation of hazardous materials in commerce, to clarify regulatory requirements, and to reduce operating burdens on cargo tank and cylinder manufacturers, requalifiers, carriers, shippers, and users. The most significant amendment addresses a safety issue identified by the National Transportation Safety Board concerning the transportation of compressed gases in cylinders mounted on motor vehicles or in frames, commonly referred to as tube trailers. [RIN 2137-AE23]</p>	
FED041009-12	Toxic Materials Glass Wool Fibers	04/08/2009	74 FR 15983	Notice	<p>National Institute of Environmental Health Sciences</p> <p>National Toxicology Program; Report on Carcinogens; Availability of the Draft Background Document for Glass Wool Fibers; Request for Comments on the Draft Background Document; Announcement of the Glass Wool Fibers Expert Panel Meeting</p> <p>Announces the availability of the draft background document for glass wool fibers and invites comments. An expert panel will meet to peer review the draft background document and to make a recommendation regarding the listing status (i.e., known to be a human carcinogen, reasonably anticipated to be a human carcinogen, or not to list) for glass wool fibers or categories of glass wool fibers in the 12th Report on Carcinogens. The expert panel meeting is open to the public and will be held 06/09/2009 through 06/10/2009 in Chapel Hill, North Carolina. Comments due 05/22/2009.</p>	
FED041009-13	Water Quality SPCC Rules	04/01/2009	74 FR 14736	Final Rule	<p>Oil Pollution Prevention; Non-transportation Related Onshore Facilities; Spill Prevention, Control, and Countermeasures Rule--Final Amendments [40 CFR Part 112]</p> <p>Delays the effective date of amendments (73 FR 74235, 12/05/2008) to the SPCC regulations until 01/14/2010. Requests public comment regarding whether a further extension of the effective date may be warranted. Comments due 05/01/2009. [RIN 2050-AG16]</p>	

1.2 Significant News and Other Developments

None to report.

1.3 Regulatory Communication Working Group Updates

Reg Comm Working Group Calls in 2009 will be held on the following Wednesdays at 12 p.m. CT:

- 15 April
- 20 May
- 17 June
- 1 July
- 15 July
- 5 August
- 19 August
- 2 September
- 16 September
- 7 October
- 21 October
- 4 November
- 18 November
- 2 December

2.0 State Regulatory Reviews

The following sections provide details of the regulatory actions reviewed for selected states in which NASA facilities and related operations are located.

2.1 Alabama State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Alabama.

2.2 California State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in California. Citations of the [CRNR](#) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (.pdf) file format.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CA041009-1	Air	04/10/2009	CRNR 2009, 15z, p. 540	Notice Public Hearing	<p>Air Resources Board</p> <p>Notice of Public Hearing to Consider Technical Status and Proposed Revisions to On-board Diagnostic System Requirements for Passenger Cars, Light-duty Trucks, and Medium-duty Vehicles and Engines and Heavy-duty Engines On-board Diagnostic System Requirements, and to Consider Enforcement Provisions for Heavy-duty Engines on-board Diagnostic System Requirements [Amend 13 CCR 1968.2 and Section 1971.1; Adopt 13 CCR 1971.5]</p> <p>Review technical status and implementation of the above requirements. Public hearing is scheduled for 05/28/2009 at the Cal/EPA in Sacramento, California.</p>	
CA041009-2	Occupational Safety Foot Protection	04/03/2009	CRNR 2009, 14z, p. 510	Notice Public Meeting, Public Hearing, Business Meeting	<p>Occupational Safety and Health Standards Board</p> <p>Foot Protection; Marine Terminal Operations–Vertical Tandem Lifts; Mobile and Tower Crane Operator Qualifications–Accreditation of Certifying Entities [8 CCR 3385(c)(2), 3466(j)-(l), and 5006.1]</p> <p>Proposed regulation and initial statement of reasons are available online. Public Meeting, Public Hearing, and Business Meeting are scheduled for 05/21/2009 in San Diego, California.</p>	

2.3 Colorado

This summary includes items that were reviewed for potential impacts to NASA-related operations in Colorado.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
CO041009-1	Air	04/10/2009	CO Register Vol. 32, No. 4	Proposed Rule	Colorado Department of Public Health and Environment 5 CCR 1001 Air Quality Control Commission Proposes revisions to 5 CCR 1001-8 , Regulation Number 6, Part A (NSPS) to incorporate by reference changes EPA made to its NSPS rules. A hearing is scheduled for 06/18/2009 at CDPHE in Denver, Colorado. Comments due 06/01/2009.	
CO041009-2	Air	04/10/2009	CO Register Vol. 32, No. 4	Proposed Rule	Colorado Department of Public Health and Environment 5 CCR 1001 Air Quality Control Commission Proposes revisions to 5 CCR 1001-10 , Regulation Number 8, Part E (MACT Standards) to incorporate by reference changes EPA made to its NESHAPS rules. Hearing is scheduled for 06/18/2009 at CDPHE in Denver, Colorado. Comments due 06/01/2009.	
CO041009-3	Hazardous Waste	04/10/2009	CO Register Vol. 32, No. 4	Proposed Rule	Colorado Department of Public Health and Environment 6 CCR 1007 Hazardous Materials and Waste Management Division Proposes revisions to 6 CCR 1007-3 for amendments to Hazardous Waste Fees. Hearing is scheduled for 05/19/2009 at CDPHE in Denver, Colorado. Comments due 05/05/2009.	
CO041009-4	Hazardous Waste	04/10/2009	CO Register Vol. 32, No. 4	Proposed Rule	Colorado Department of Public Health and Environment 6 CCR 1007 Hazardous Materials and Waste Management Division Proposes revisions to 6 CCR 1007-3 for amendments of Section 6.04 Annual Commission Fee. Hearing is scheduled for 05/19/2009 at CDPHE in Denver, Colorado. Comments due 05/05/2009.	

2.4 Florida State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Florida.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL041009-1	Air SIP	04/10/2009	FAW Notice #6998858	Notice Hearing	Chapter 62–FDEP Announces a public hearing, if requested, to hear comments on FDEP's proposal to submit to EPA, as a proposed revision to Florida's SIP under the CAA, a set of amendments to Rule Chapters 62-210 and 62-212, F.A.C. The proposed rule amendments update FDEP's air construction permitting rules in response to EPA's conditional approval of Florida's new source review SIP. The potential hearing will be held 05/13/2009 at FDEP, Tallahassee, Florida, if requested.	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
FL041009-2	Florida Forever	04/10/2009	FAW Notice #6987800	Notice Meeting	Chapter 62–FDEP Meeting will be held to take public testimony on all Florida Forever land acquisition projects and new proposals on 04/30/2009 in Titusville, Florida.	
FL041009-3	Permits	04/10/2009	FAW Notice #7016609 and #7016706	Final Rule	Chapter 62–FDEP 4–Permits Final rule amends the fee schedule in Rules 62-4.050 Procedures to Obtain Permits and Other Authorizations: Applications and 62-4.053, F.A.C. Annual Operating License Fees for Public Water Systems , to establish new fees and minimum fee requirements for environmental resource and wetland resource permit programs and the drinking water and mangrove programs. Effective 04/21/2009.	
FL041009-4	Recycling	04/10/2009	FAW Notice #6985375	Notice Rule Development	Chapter 62–FDEP 704–Certification of Resource Recovery Equipment Amendments will add equipment to the list of recycling equipment. Several minor changes also are being made to update cross-references and correct grammar.	
FL041009-5	Water Delegations	04/10/2009	FAW Notice #7016803	Final Rule	Chapter 62–FDEP 113.200–Delegation of Authority by Secretary Final rule amends Rule 62-113.200 to delegate rulemaking authority to the St. Johns River, Northwest Florida, Suwannee River, Southwest Florida, and South Florida Water Management Districts and Broward County to adopt and amend fees for environmental resource permit activities conducted under Part IV of Chapter 373, F.S. Effective 04/21/2009.	

2.5 Louisiana State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Louisiana.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA041009-1	Air Abrasive Blasting	04/20/2009	AQ303	Proposed Rule	Louisiana Department of Environmental Quality Abrasive Blasting [LAC 33:III.1327 and 1333] Proposes to correct two instances of an ASTM citation, which needs to be updated to reflect current ASTM method references. The citation for "ASTM standard D 75-87, reapproved 1992," should read "ASTM standard D 75-03." Comments due 06/04/2009. Hearing is scheduled for 05/28/2009 at the Galvez Building, Baton Rouge, Louisiana.	
LA041009-2	Air Permits	04/20/2009	AQ286	Final Rule	Louisiana Department of Environmental Quality General Conditions for Air Permits [LAC 33:III.535 and 537] Codifies the General Conditions into LAC 33:III.Chapter 5 so that all permittees will be subject to the same General Conditions. Effective 04/20/2009.	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
LA041009-3	Air, Radiation, Water, Waste Incorporation by Reference	04/20/2009	MM011ft	Proposed Rule	<p>Louisiana Department of Environmental Quality [LAC 33:III.506, 507, 2160, 3003, 5116, 5122, 5311, and 5901; V 3099; IX 2301, 4901, and 4903; XV1599]</p> <p>Proposes to incorporate by reference the following federal regulations published in 2008 as applicable to Louisiana:</p> <p>Reportable Quantity Lists for Pollutants:</p> <ul style="list-style-type: none"> • 40 CFR 117.3, Table 117.3–Reportable Quantities of Hazardous Substances Designated Pursuant to Section 311 of the Clean Water Act • 40 CFR 302.4 Table 302.4–List of Hazardous Substances and Reportable Quantities • 40 CFR 302.6(e) –Notification Requirements • 40 CFR 355.40(a)(2)(vii) –Emergency Release Notification <p>Air</p> <ul style="list-style-type: none"> • 40 CFR 96–CAIR SO₂ opt-in units and all references to opt-in units • 40 CFR 70.6(a)–Operating Permits Program • 40 CFR 51 Appendix M–Method 43: Capture Efficiency Test Procedures • 40 CFR 60–Standards of Performance for New Stationary Sources (NSPS) • 40 CFR 61–National Emission Standards for Hazardous Air Pollutants • 40 CFR 63–National Emission Standards for Hazardous Air Pollutants for Source Categories <p>Hazardous Waste and Hazardous Materials</p> <ul style="list-style-type: none"> • 40 CFR 68–Chemical Accident Prevention and Minimization of Consequences • 40 CFR 266 Appendix I-IX- and XI-XIII–Hazardous Waste Burned in Boilers and Industrial Furnaces <p>Water Quality</p> <ul style="list-style-type: none"> • 40 CFR 136–Guidelines Establishing Test Procedures for the Analysis of Pollutants • 40 CFR 401 and 405-471–Effluent Guidelines and Standards <p>Radiation Protection</p> <ul style="list-style-type: none"> • 10 CFR 71 Appendix A–Procedures for Determining A1 and A2 <p>Comments due 05/28/2009. Hearing is scheduled for 05/28/2009 at the Galvez Building, Baton Rouge, Louisiana.</p>	

2.6 Maryland State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Maryland.

2.7 Mississippi State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Mississippi.

2.8 New Mexico State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of New Mexico.

2.9 Ohio State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Ohio.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
OH041009-1	Air NAAQS	04/08/2009	Public Notice	Final Rule	<p>Division of Air Pollution Control, OEPA</p> <p>New and Amended Rules–Ohio's Ambient Air Quality Standards [OAC Chapters 3745-17, 3745-18, 3745-23, 3745-21, 3745-25, and 3745-71]</p> <p>Finalizes new and amended rules to consolidate the NAAQS in the OAC. The individual NAAQS previously were located in various chapters, which caused confusion among the regulated community. The consolidated NAAQS are now included in new OAC Rule 3745-25-02. Effective 04/18/2009.</p> <p>SIP References: General Provisions–40 CFR Part 52 Subpart A Ohio SIP–40 CFR Part 52 Subpart KK</p>	

2.10 Texas State Regulatory Review

No regulatory items of interest were identified during this reporting period for the state of Texas.

2.11 Utah State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Utah.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
UT041009-1	Waste Solid and Hazardous Waste	04/01/2009	UT Bull. Vol. 2009-7: DAR File No. 32441	Proposed Rule	<p>Division of Solid and Hazardous Waste; Department of Environmental Quality</p> <p>Special Waste Requirements (UAC R315-315)</p> <p>Proposes to do the following:</p> <ul style="list-style-type: none"> Remove references to wastes that are prohibited for disposal in landfills, because the prohibitions are included in other rules and statutes Replace the term "asbestos waste" with "regulated asbestos-waste material" to match the term used by the Division of Air Quality and federal rules Remove requirements that are enforced by other agencies Allow landfill operators more freedom in waste handling procedures Allow nonhazardous waste containing less than 50 ppm of PCBs to be disposed in a solid waste landfill <p>Comments due 05/04/2009.</p>	

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
UT041009-2	Water Drinking Water	04/01/2009	UT Bull. Vol. 2009-7: DAR File No. 32444	Proposed Rule	Division of Water Quality; Utah Department of Environmental Quality Construction of Public Drinking Water Facilities (UAC 309-105-6) Proposes to clarify the specific requirements that a public water system must meet to obtain an "exception" to a public water system construction standard. Comments due 05/01/2009.	
UT041009-3	Water Drinking Water	04/01/2009	UT Bull. Vol. 2009-7: DAR File No. 32443	Proposed Rule	Division of Water Quality; Utah Department of Environmental Quality Definitions (UAC R309-110-4) Proposes to define a public drinking water system master plan and list the information that must be included in a master plan to obtain approval. Comments due 05/01/2009.	
UT041009-4	Water Drinking Water	04/01/2009	UT Bull. Vol. 2009-7: DAR File No. 32445	Proposed Rule	Division of Water Quality; Department of Environmental Quality Facility Design and Operation: Plan Review, Operation and Maintenance Requirements (UAC R309-500-5) Proposes to allow public water systems to be exempt from engineering plan review requirements when upgrading deteriorating water system pipelines. Comments due 05/01/2009.	

2.12 Virginia State Regulatory Review

This summary includes items that were reviewed for potential impacts to NASA Centers and Programs in Virginia. Citations of the [Virginia Register](#) (Va.R.) are linked to the appropriate volume of the Register, which is published in Adobe Acrobat (pdf) file format.

Tracking Number	Subject	Date Published	Ref. Page	Type Action	Description	Suggested Actions
VA041009-1	CZMA LaRC Building Deconstruction	03/30/2009	Virginia Department of Environmental Quality (VDEQ) website	Notice of Availability	Virginia Department of Environmental Quality CZMA: Federal Consistency Review Determines whether an LaRC project composed of the deconstruction of 21 buildings is consistent with the CZMA. Comments due 04/13/2009.	
VA041009-2	Nuclear Authority Delegation	04/01/2009	74 FR 14821	Notice	Nuclear Regulatory Commission Provides for the Commonwealth of Virginia to assume regulatory authority over the possession and use of byproduct material, as defined by Sections 11e.(1), (3), and (4) of the Atomic Energy Act of 1954 (as amended) , source materials, as defined in Section 11z, and special nuclear materials in quantities not sufficient to form a critical mass, as defined in Section 11aa. Effective 03/31/2009.	